

AMENDMENT TO COMMITTEE PRINT
OFFERED BY MRS. CAPPS

In title IX, after section 9104, insert the following new section and make the necessary conforming changes:

1 SEC. 9105. MTBE PROHIBITION.

2 (a) MTBE PROHIBITION.—Section 211(c) of the
3 Clean Air Act (42 U.S.C. 7545(c)) is amended by adding
4 at the end the following:

5 “(5) PROHIBITION ON USE OF MTBE.—

6 “(A) IN GENERAL.—Subject to subpara-
7 graph (E), not later than 4 years after the date
8 of enactment of this paragraph, the use of
9 methyl tertiary butyl ether in motor vehicle fuel
10 in any State other than a State described in
11 subparagraph (C) is prohibited.

12 “(B) REGULATIONS.—The Administrator
13 shall promulgate regulations to effect the prohi-
14 bition in subparagraph (A).

15 “(C) STATES THAT AUTHORIZE USE.—A
16 State described in this subparagraph is a State
17 that submits to the Administrator a notice that
18 the State authorizes use of methyl tertiary
19 butyl ether in motor vehicle fuel sold or used in
20 the State.



1 “(D) PUBLICATION OF NOTICE.—The Ad-
2 ministrator shall publish in the Federal Reg-
3 ister each notice submitted by a State under
4 subparagraph (C).

5 “(E) TRACE QUANTITIES.—In carrying out
6 subparagraph (A), the Administrator may allow
7 trace quantities of methyl tertiary butyl ether,
8 not to exceed 0.5 percent by volume, to be
9 present in motor vehicle fuel in cases that the
10 Administrator determines to be appropriate.”

11 (b) NO EFFECT ON LAW CONCERNING STATE AU-
12 THORITY.—The amendments made by subsection (a) have
13 no effect on the law in effect on the day before the date
14 of enactment of this Act regarding the authority of States
15 to limit the use of methyl tertiary butyl ether in motor
16 vehicle fuel.

